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ATTORNEYS FOR PLAINTIFF NICHIA CORPORATION

Nichia Corporation,

Plaintiff,

v.

Seoul Semiconductor, Ltd. and Seoul  
 Semiconductor, Inc.,

Defendants.

Case No.: 3:06-CV-0162-MMC (JCS)

**ORDER GRANTING PLAINTIFF  
 NICHIA CORPORATION'S MOTION  
 FOR RECONSIDERATION OF ORDER  
 CONSTRUING CLAIMS**

Judge: Maxine M. Chesney

The Court, having considered all papers file in support of and in opposition to  
 plaintiff Nichia Corporation's Motion For Reconsideration Of Order Construing  
 Claims, GRANTS plaintiff's motion. Accordingly,

**IT IS HEREBY ORDERED**, that the Order Construing Claims (D.I. # 664)  
 is modified by replacing the word "opaque" on page 3, line 15 of the order, with the  
 word "transparent," so that U.S. Design Patent No. 490,784 is construed as claiming  
 an ornamental design for an LED comprising:

1 (1) an elongated generally rectangular body having:

2 (a) a rear portion with top, bottom, and side surfaces that taper  
3 inwardly, and which portion is joined to a front portion by a parting line that bisects  
4 the body lengthwise,

5 (b) the center section of its rear surface recessed and tapered outwardly  
6 toward the left and right sections of the rear surface,

7 (c) the lateral ends of its bottom surface raised, and

8 (d) its front surface having an elongated transparent window with  
9 peaked top and bottom rims and circularly-curved left and right rims; and

10 (2) two spaced-apart substantially right-angled electrodes, one on either side  
11 of the body, each electrode:

12 (a) protruding laterally from the body, and

13 (b) having a vertical leg and a substantially horizontal leg joined by a  
14 curved radius such that the electrode has an “L” shape when viewed from the right  
15 side of the LED and a backward “L” shape when viewed from the left side of the  
16 LED, the vertical and substantially horizontal legs having parallel, flat, exposed  
17 surfaces, the substantially horizontal leg extending rearwardly and being substantially  
18 flush with the body’s bottom surface, a portion of the substantially horizontal leg  
19 extending below the lateral end of the raised bottom surface of the body, the vertical  
20 leg having a flat top and a rounded outer corner, and the height of the vertical leg  
21 being more than a majority of the body’s height.

22  
23 Dated: September 25, 2007

  
HONORABLE MAXINE M. CHENEY